

1636/ZFW



Docket No.: 064162-0021

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Mitchell Keegan , et al.

Application No.: 09/807,519

Filed: September 17, 2001

: Customer Number: 20277

: Confirmation Number: 9129

: Group Art Unit: 1636

: Allowed: March 11, 2005

: Examiner: Maria MARVICH

For: DELIVERY SYSTEM FOR PORCINE SOMATOTROPIN

REQUEST FOR ACKNOWLEDGEMENT OF THE CITED ART

Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

We are in receipt of the Notice of Allowance dated March 11, 2005.

In reviewing the file, it is noted that we have not received acknowledgement of the Information Disclosure Statement and cited art filed October 23, 2003. Enclosed are copies of the Information Disclosure Statement, PTO-1449 and stamped return postcard acknowledgement.

Applicants hereby respectfully request that:

- (1) the appropriately acknowledged PTO-1449 be furnished to Applicants; and
- (2) the record be clarified to confirm that the cited art has been considered and made of record.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Judith L. Toffenetti
Registration No. 39,048

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Washington, DC 20005-3096
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Facsimile: 202.756.8087
Date: March 24, 2005

**Please recognize our Customer No. 20277 as
our correspondence address.**



Applicant:	Mitchell Keegan , et al.									
Title:	DELIVERY SYSTEM FOR PORCINE SOMATOTROPIN									
Date Sent:	10/23/2003	<input checked="" type="checkbox"/> Hand Carried	<input type="checkbox"/> Fax	<input type="checkbox"/> Electronic	<input type="checkbox"/> Cert. of Mailing	<input type="checkbox"/> PCT	<input type="checkbox"/> RCE	<input type="checkbox"/> Prov	Serial/Reg'd Patent No. 09/807,519	
<input checked="" type="checkbox"/> Transmittal Letter	<input type="checkbox"/> New Patent App	<input type="checkbox"/> Utility	<input type="checkbox"/> Design	<input type="checkbox"/> Cont.	<input type="checkbox"/> CIP	<input type="checkbox"/> Div.	<input type="checkbox"/> Letter submitting _____ pages of drawings	<input type="checkbox"/> Req. for Approval of Drawing Amendments	<input type="checkbox"/> Express Mail No. _____	
<input type="checkbox"/> Other: _____										
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<input type="checkbox"/> pages of Claims										
<input type="checkbox"/> pages of Abstract										
<input type="checkbox"/> pages of Formal/Informal Drawings										
<input type="checkbox"/> Small Entity	<input type="checkbox"/> Large Entity									
<input type="checkbox"/> Declaration/Power of Attorney										
<input type="checkbox"/> Recordation of Assignment/Security Agreement										
<input type="checkbox"/> Information Disclosure Statement										
1 <input type="checkbox"/> Form PTO 1449										
1 <input type="checkbox"/> copies of cited reference										
<input type="checkbox"/> Preliminary Amendment										
<input type="checkbox"/> Response to Missing Parts Notice										
<input type="checkbox"/> Resp. to Notice to Correct App. Papers										
<input type="checkbox"/> Certified Copy of Priority Doc.										
<input type="checkbox"/> Claim for Convention Priority										
<input type="checkbox"/> Response/Amendment to Office Action of _____ Request for _____ month Extension of Time										
<input type="checkbox"/> Check for \$ _____		<input checked="" type="checkbox"/> Charge Deposit Acct. 500417\$		0	Atty. Init.	RLP	Tkp. #	4231	Secy. or Pl.	TTLBaumgartner
CMS Descrip.: _____										
THE PATENT AND TRADEMARK OFFICE DATE STAMPED HEREON IS ACKNOWLEDGEMENT THAT THE ITEMS, CHECKED ABOVE, WERE RECEIVED BY THE PTO ON THE DATE STAMPED.										

Docket No.: 64162-021

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Customer Number: 20277
Mitchell Keegan , et al. : Confirmation Number: 9129
Serial No.: 09/807,519 : Group Art Unit: 1632
Filed: September 17, 2001 : Examiner: Wilson, Michael C.
For: DELIVERY SYSTEM FOR PORCINE SOMATOTROPIN

INFORMATION DISCLOSURE STATEMENT

Mail Stop IDS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In accordance with the provisions of 37 C.F.R. 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the document listed on the attached form PTO-1449. It is respectfully requested that the document be expressly considered during the prosecution of this application, and that the documents be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection or Notice of Allowance.

CERTIFICATION PARAGRAPH

The undersigned certifies that, to the best of his knowledge, each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement as described in 37 CFR 1.97(e)(1).

Each non-English language reference was cited in a corresponding foreign application search report or office action and its relevance discussed therein.

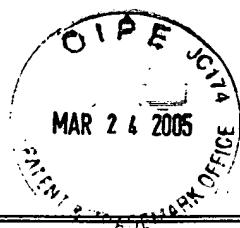
Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

MCDERMOTT, WILL & EMERY


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Date: October 23, 2003



SHEET 1 OF 1

INFORMATION DISCLOSURE CITATION IN AN APPLICATION

(PTO-1449)

ATTY. DOCKET NO.
64162-021SERIAL NO.
09/807,519APPLICANT
Mitchell Keegan , et al.FILING DATE
September 17, 2001GROUP
1632**U.S. PATENT DOCUMENTS**

EXAMINER'S INITIALS	CITE NO.	Document Number Number-Kind Code ₂ (<i>if known</i>)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	US				

FOREIGN PATENT DOCUMENTS

EXAMINER'S INITIALS	CITE NO.	Foreign Patent Document Country Codes-Number & Kind Codes (<i>if known</i>)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Figures Appear	Translation	
						Yes	No

OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

EXAMINER'S INITIALS	CITE NO.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	
		"Nucleotide Sequence of Human Preproinsulin Complementary DNA", Science, VOL. 208, April 4, 1980, pp. 57-59	

EXAMINER

DATE CONSIDERED

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered.
Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.